



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

#15
5/27/04
WJL

Group Art Unit: 2663

Examiner: George, K.

Applicant: Pankaj K. Jha

Serial No: 09/535,890

Filing Date: March 27, 2000

For: HYBRID DATA TRANSPORT SCHEME OVER OPTICAL NETWORKS

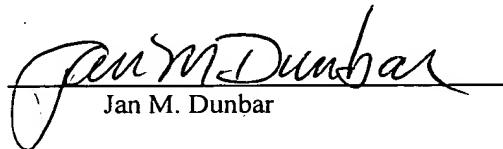
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MAY 25 2004

Technology Center 2600

I hereby certify that this letter, the response or amendment attached hereto are being deposited with the United States Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on May 19, 2004.

By:


Jan M. Dunbar

NOTICE OF APPEAL

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

The Applicant of the above-captioned patent application hereby appeals to the Board of Patent Appeals and Interferences from the decision dated April 20, 2004 of the Examiner finally rejecting Claims 1-3, 5-10 and 13-23.

An extension of time to respond to the final rejection is hereby requested for one month. The payment for the one month extension fee and the appeal fee is enclosed herewith.

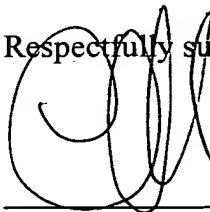
05/24/2004 AWCHDAF1 00000042 09535890

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If Applicant has not requested a sufficient extension and/or has not paid a sufficient fee for this matter, and/or for the extension necessary to prevent the abandonment of this application, please consider this as a request for an extension for the required time period and/or authorization to charge our Deposit Account No. 50-0541 for any fee which may be due.

Respectfully submitted,



By:

Christopher P. Maiorana

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Date: May 19, 2004

Attorney Docket No.: 0325.00346